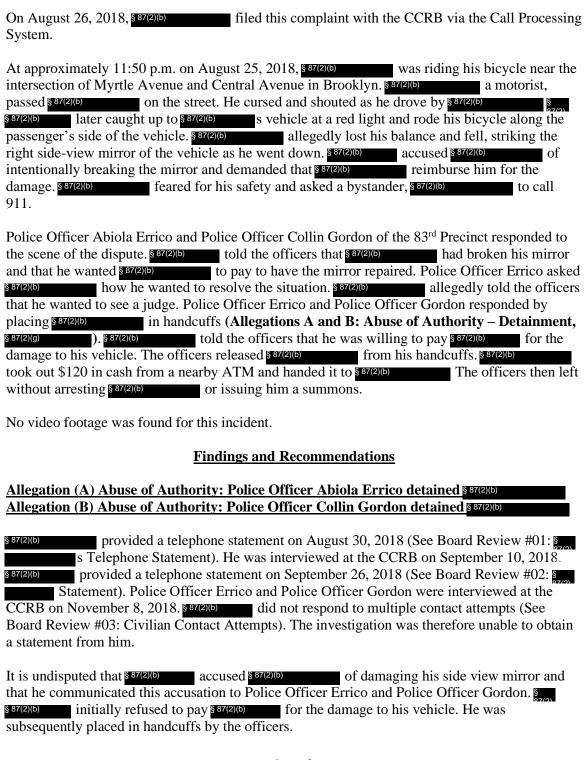
CCRB INVESTIGATIVE RECOMMENDATION

Investigator:		Team:	CCRB Case #:	Force	☐ Discourt.	U.S.
Owen Godshall		Squad #2	201807050	✓ Abuse	O.L.	☐ Injury
Incident Date(s) Saturday, 08/25/2018 11:50 PM, Sunday, 08/26/2018		Location of Incident: Myrtle Avenue and Central Avenue		Precinct:	18 Mo. SOL 2/25/2020	EO SOL 2/25/2020
				83		
Date/Time CV Reported		CV Reported At:	How CV Reported:	Date/Time	Received at CCl	RB
Sun, 08/26/2018 7:45 PM		CCRB	On-line website	Sun, 08/26	Sun, 08/26/2018 7:45 PM	
Complainant/Victim Type Home Address						
Witness(es) Home Address						
Subject Officer(s)	Shield	TaxID	Command			
1. POF Abiola Errico	05701	947308	083 PCT			
2. POM Collin Gordon	02334	964532	083 PCT			
Officer(s)	Allegatio	on		Inve	estigator Recon	nmendation
A.POF Abiola Errico	Abuse: Police Officer Abiola Errico detained (8) 87(2)					
B.POM Collin Gordon	Abuse: Police Officer Collin Gordon detained § 87(2)					
§ 87(4-b), § 87(2)(g)						

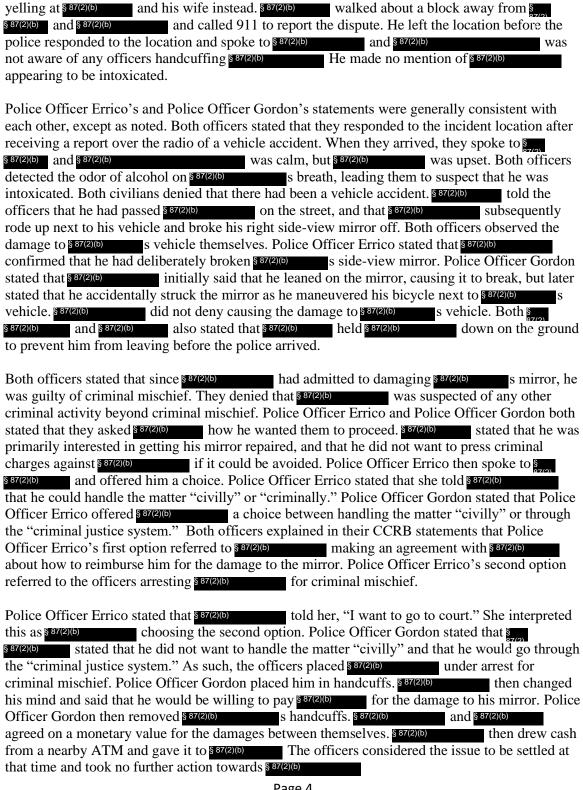
Case Summary



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that a motorist, identified by the investigation as \$\frac{87(2)(b)}{87(2)(b)}\$ then came to a stop at a red light. \$\frac{87(2)(b)}{87(2)(b)}\$ caught up to \$\frac{87(2)(b)}{87(2)(b)}\$ and pulled his bicycle along the right side of \$\frac{87(2)(b)}{87(2)(b)}\$ s vehicle. He then lost his balance and fell to the ground. He struck the right side-view mirror of \$\frac{87(2)(b)}{87(2)(b)}\$ s vehicle. \$\frac{87(2)(b)}{87(2)(b)}\$ then drove away. \$\frac{87(2)(b)}{87(2)(b)}\$ did not see if he caused any damage to the mirror at that time. \$\frac{87(2)(b)}{87(2)(b)}\$ drove about four hundred feet forward before stopping his vehicle. He then got out of the vehicle and walked back to \$\frac{87(2)(b)}{87(2)(b)}\$ drove about four hundred feet forward before could not see the vehicle at that distance and did not know if the mirror was damaged in any way. \$\frac{87(2)(b)}{87(2)(b)}\$ grabbed \$\frac{87(2)(b)}{87(2)(b)}\$ and shoved him against the side of a nearby parked car. \$\frac{87(2)(b)}{87(2)(b)}\$ was concerned that \$\frac{87(2)(b)}{87(2)(b)}\$ was going to harm him, so he called out to a bystander, identified by the investigation as \$\frac{87(2)(b)}{87(2)(b)}\$ and asked him to call 911.
Police Officer Errico and Police Officer Gordon responded to the location a few minutes later. The officers first spoke to \$37(2)(b) and asked him what had happened. \$37(2)(b) and asked him what had happened. \$37(2)(b) started telling the officers what had happened, but Police Officer Errico quickly cut him off and told him that he had to pay \$37(2)(b) for damages caused to his mirror. \$37(2)(b) said that he wanted at least \$100 for his mirror. \$37(2)(b) complained that \$37(2)(b) had pushed him against the side of a car. Police Officer Errico asked \$37(2)(b) "Do you want to see a judge?" \$37(2)(b) interpreted this to mean that Police Officer Errico was offering to obtain the services of a third-party mediator to resolve his dispute with \$37(2)(b) in handcuffs. \$37(2)(b) asked why he was being arrested. Police Officer Errico replied that he was being charged with disorderly conduct. \$37(2)(b) told Police Officer Errico that if the alternative to paying \$37(2)(b) was being arrested, then he would rather pay \$37(2)(b) Police Officer Errico removed \$37(2)(b) shandcuffs. \$37(2)(b) went to a nearby ATM, withdrew \$120 in cash, and gave it to \$37(2)(b) Police Officer Errico told \$37(2)(b) was not ultimately arrested or issued a summons.
stated that two males arrived at the location and spoke with \$87(2)(b) before the police arrived. Both males were present when \$87(2)(b) was handcuffed. Neither \$87(2)(b) also stated that two \$87(2) were present, but that he refused their offer of medical attention. As a result, no paperwork was prepared to document the \$87(2)(a) identities. \$87(2)(b)
stated that he and his wife observed a motorist, identified by the investigation as \$\frac{87(2)(b)}{87(2)(b)}\$ and a cyclist, identified by the investigation as \$\frac{87(2)(b)}{87(2)(b)}\$ arguing in the street. \$\frac{87(2)(b)}{87(2)(b)}\$ or \$\frac{87(2)(b)}{87(2)(b)}\$ accused \$\frac{87(2)(b)}{87(2)(b)}\$ of knocking the side-view mirror off his vehicle. \$\frac{87(2)(b)}{87(2)(b)}\$ had not seen what occurred between the two individuals before they started arguing. He did not see if \$\frac{87(2)(b)}{87(2)(b)}\$ s vehicle was damaged in any way. \$\frac{87(2)(b)}{87(2)(b)}\$ and his wife told \$\frac{87(2)(b)}{87(2)(b)}\$ to calm down. \$\frac{87(2)(b)}{87(2)(b)}\$ started

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New York Penal Law §145.00 states that a person is guilty of criminal mischief in the fourth degree when, having no right to do so nor any reasonable ground to believe that he or she has such right, he or she intentionally damages property, or recklessly damages property (See Board Review #04: Legal Reference).

§ 87(2)(g)
§ 87(2)(g)
§ 87(4-b), § 87(2)(g)

Civilian and Officer CCRB Histories

- This is the first CCRB complaint to which \$87(2)(b) has been a party (See Board Review #07: Civilian CCRB History).
- Police Officer Errico has been a member of the service for ten years and has been a subject in two previous CCRB complaints and three allegations, none of which were substantiated. [87(2)(9)
- Police Officer Gordon has been a member of the service for one year and this is the first CCRB complaint to which he has been a subject.

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Mediation, Civil and Criminal Histories

- §87(2)(b) declined to mediate this complaint.
- As of December 4, 2018, the New York City Office of the Comptroller has no record of a Notice of Claim being filed in regards to this complaint (Board Review #08: Notice of Claim).
- According to the Office of Court Administration, \$87(2)(b) has no history of convictions in New York City (See Board Review #09: Civilian Conviction History).

Squad No.:			
Investigator:	Signature	Print Title & Name	Date
Squad Leader:	Signature	Print Title & Name	Date
Reviewer:	Signature	Print Title & Name	Date

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